

The Honorable:	MARY F. WALRATH
Chapter 7	
Location:	Court Room 4, 5th Floor
Hearing Date:	01/22/2020
Hearing Time:	02.00 pm
Response Date:	01/02/2020

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF DELAWARE**

In re: PHOENIX STRUCTURES & SERVICES	§	Case No. 02-12810
	§	
	§	
	§	
Debtor(s)		

**NOTICE OF TRUSTEE'S FINAL REPORT AND
APPLICATIONS FOR COMPENSATION
AND DEADLINE TO OBJECT (NFR)**

Pursuant to Fed. R. Bankr. P. 2002(a)(6) and 2002(f)(8), please take notice that Charles A. Stanziale, trustee of the above styled estate, has filed a Final Report and the trustee and the trustee's professionals have filed final fee applications, which are summarized in the attached Summary of Trustee's Final Report and Applications for Compensation.

The complete Final Report and all applications for compensation are available for inspection at the Office of the Clerk, at the following address:

United States Courthouse
824 Market St N
3rd Floor
Wilmington, DE 19801

Any person wishing to object to any fee application that has not already been approved or to the Final Report, must file a written objection within 20 days from the mailing of this notice, together with a request for a hearing and serve a copy of both upon the trustee, any party whose application is being challenged and the United States Trustee. If no objections are filed, the Court will act on the fee applications and the trustee may pay dividends pursuant to FRBP 3009 without further order of the Court.

Date Mailed: 12/11/2019

By: /s/ Charles A. Stanziale

Ch. 7 Trustee

Charles A. Stanziale
347 Mt. Pleasant Avenue
Suite 200
West Orange, NJ 07052
(201) 306-0066
cstanziale@chas-law.com

UST Form 101-7-NFR (10/1/2010)

The Honorable: MARY F. WALRATH
Chapter 7
Location: Court Room 4, 5th Floor
Hearing Date: 01/22/2020
Hearing Time: 02.00 pm
Response Date: 01/02/2020

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF DELAWARE**

In re: PHOENIX STRUCTURES & SERVICES § Case No. 02-12810
§
§
§

Debtor(s)

**SUMMARY OF TRUSTEE'S FINAL REPORT
AND APPLICATIONS FOR COMPENSATION**

The Final Report shows receipts of: \$ 919,566.89
and approved disbursements of: \$ 327,849.32
leaving a balance on hand of¹: \$ 591,717.57

Claims of secured creditors will be paid as follows:

Claim No.	Claimant	Claim Asserted	Allowed Amount of Claim	Interim Payments to Date	Proposed Payment
None					

Total to be paid to secured creditors: \$ 0.00
Remaining balance: \$ 591,717.57

Applications for chapter 7 fees and administrative expenses have been filed as follows:

Reason/Applicant	Total Requested	Interim Payments to Date	Proposed Payment
Trustee, Fees - CHARLES A. STANZIALE	49,228.34	0.00	49,228.34
Attorney for Trustee Fees - McCARTER & ENGLISH	32,162.00	0.00	32,162.00
Attorney for Trustee, Expenses - McCARTER & ENGLISH	1,361.57	0.00	1,361.57
Accountant for Trustee, Fees - PENTA ADVISORY SERVICES, A UNIT OF	62,506.25	62,506.25	0.00

¹The balance of funds on hand in the estate may continue to earn interest until disbursed. The interest earned prior to disbursement will be distributed pro rata to creditors within each priority category. The trustee may receive additional compensation not to exceed the maximum compensation set forth under 11 U.S.C. § 326(a) on account of the disbursement of the additional interest.

Reason/Applicant	Total Requested	Interim Payments to Date	Proposed Payment
Accountant for Trustee, Expenses - PENTA ADVISORY SERVICES, A UNIT OF	2,036.52	2,036.52	0.00
Other State or Local Taxes (post-petition) - TN DEPT. OF LABOR & WORKFORCE	35.76	0.00	35.76
Other State or Local Taxes (post-petition) - Tennessee Department of Labor and Workforce	0.00	0.00	0.00
Other State or Local Taxes (post-petition) - TENNESSEE DEPARTMENT OF REVENUE	0.00	0.00	0.00
Attorney for Trustee Fees (Other Firm) - FOX ROTHSCHILD LLC	238,897.75	135,860.75	103,037.00
Attorney for Trustee Expenses (Other Firm) - FOX ROTHSCHILD	17,490.56	15,355.70	2,134.86
Accountant for Trustee Fees (Other Firm) - BEDERSON LLP	25,597.00	0.00	25,597.00
Accountant for Trustee Expenses (Other Firm) - BEDERSON LLP	144.40	0.00	144.40
Other Professional Fees - LAW OFFICES OF ANDREW SKLAR	11,298.37	11,298.37	0.00

Total to be paid for chapter 7 administrative expenses: \$ 213,700.93

Remaining balance: \$ 378,016.64

Applications for prior chapter fees and administrative expenses have been filed as follows:

Reason/Applicant	Total Requested	Interim Payments to Date	Proposed Payment
None			

Total to be paid for prior chapter administrative expenses: \$ 0.00

Remaining balance: \$ 378,016.64

In addition to the expenses of administration listed above as may be allowed by the Court, priority claims totaling \$312,247.78 must be paid in advance of any dividend to general (unsecured) creditors.

Allowed priority claims are:

Claim No.	Claimant	Allowed Amount of Claim	Interim Payments to Date	Proposed Payment
1P	TENNESSEE DEPARTMENT OF REVENUE	311,912.10	0.00	311,912.10

Claim No.	Claimant	Allowed Amount of Claim	Interim Payments to Date	Proposed Payment
37	TN DEPT. OF LABOR & WORKFORCE	0.00	0.00	0.00
84	TN DEPT. OF LABOR & WORKFORCE	335.68	0.00	335.68

Total to be paid for priority claims: \$ 312,247.78
Remaining balance: \$ 65,768.86

The actual distribution to wage claimants included above, if any, will be the proposed payment less applicable withholding taxes (which will be remitted to the appropriate taxing authorities).

Timely claims of general (unsecured) creditors totaling \$287,535.11 have been allowed and will be paid pro rata only after all allowed administrative and priority claims have been paid in full. The timely allowed general (unsecured) dividend is anticipated to be 22.9 percent, plus interest (if applicable).

Timely allowed general (unsecured) claims are as follows:

Claim No.	Claimant	Allowed Amount of Claim	Interim Payments to Date	Proposed Payment
2	Lowes Companies	554.82	0.00	126.91
3	DAYSTAR COUNSELING CENTER	249.00	0.00	56.95
7	GLOBAL ENGINEERING DOCUMENTS	598.69	0.00	136.93
8	JON-J-MAR, INC.	60,000.00	0.00	13,723.99
9	JOHN W. MCCOMBS, JR.	15,121.59	0.00	3,458.80
10	KOKER DRILLING COMPANY	11,388.25	0.00	2,604.87
11	THE SHERWIN WILLIAMS CO.	8,142.57	0.00	1,862.48
12	MAR-VON PEST CONTROL / CHEMICAL	50.00	0.00	11.44
14	PITTSBURGH COATINGS & SUPPLY	0.00	0.00	0.00
15	AVERITT EXPRESS	78.64	0.00	17.99
16	SWEETWATER VALLEY OIL CO., INC	804.59	0.00	184.04
21	WITT, GAITHER & WHITAKER, P.C.	3,284.09	0.00	751.18

Claim No.	Claimant	Allowed Amount of Claim	Interim Payments to Date	Proposed Payment
22	CHATTANOOGA BUSINESS SERVICES	1,544.40	0.00	353.26
24	SISKIN STEEL & SUPPLY CO. INC.	77,150.31	0.00	17,646.85
28	Effective Engineering Solutions, Inc.	145.00	0.00	33.17
30	Effective Engineering Solutions, Inc.	185.00	0.00	42.32
31	Effective Engineering Solutions, Inc.	2,750.00	0.00	629.02
32	Effective Engineering Solutions, Inc.	415.00	0.00	94.92
34	CORNERSTONE ENGINEERING INC.	12,490.00	0.00	2,856.88
36-1	FERRO UNION SOUTHEAST, INC.	0.00	0.00	0.00
39	STARRETTE SPECIALIZED HAULING COMPA	20,051.85	0.00	4,586.53
40	INFORMATION SOLUTIONS	1,927.24	0.00	440.82
43	THE CAPITAL CITY MACHINE SHOP, INC.	44,451.90	0.00	10,167.63
46	BELLSOUTH	1,985.09	0.00	454.06
47	WHEELING CORRUGATING COMPANY	5,482.00	0.00	1,253.92
48	THE PERMITE CORPORATION	361.92	0.00	82.78
49	CRAIG OUTDOOR ADVERTISING, INC.	0.00	0.00	0.00
50	MICHAEL G. WEBB	980.00	0.00	224.16
51	PIONEER HOLDING CO., INC.	0.00	0.00	0.00
54	WALLER, LANSDEN, DORTCH & DAVIS	17,343.16	0.00	3,966.96

Total to be paid for timely general unsecured claims:

\$ 65,768.86

Remaining balance:

\$ 0.00

Tardily filed claims of general (unsecured) creditors totaling \$13,624,313.70 have been allowed and will be paid pro rata only after all allowed administrative, priority and timely filed general (unsecured) claims have been paid in full. The tardily filed claim dividend is anticipated to be 0.0 percent, plus interest (if applicable).

Tardily filed general (unsecured) claims are as follows:

Claim No.	Claimant	Allowed Amount of Claim	Interim Payments to Date	Proposed Payment
1U	Tennessee Department of Revenue	44,378.00	0.00	0.00
6	RICH HARDIN CONSTRUCTION INC.	4,900.00	0.00	0.00
36-2	FERRO UNION SOUTHEAST	0.00	0.00	0.00
59	MBC Ventures	9,208,304.00	0.00	0.00
63	BRESSLER OUTDOOR ADVERTISING	0.00	0.00	0.00
64	Elrod, Clyde and Deborah	0.00	0.00	0.00
65	Fowler, Richard Lachan & Juanita Marie Fowler	0.00	0.00	0.00
66	Stofiel, Lance	0.00	0.00	0.00
67	MARLBOROUGH CAPITAL	1,680,910.00	0.00	0.00
68	MARLBOROUGH CAPITAL	2,558,798.00	0.00	0.00
69	TEXAS MOTOR SPEEDWAY	0.00	0.00	0.00
73	BRESSLER OUTDOOR ADVERTISING	0.00	0.00	0.00
74	MARLBOROUGH CAPITAL	0.00	0.00	0.00
75	MARLBOROUGH CAPITAL	0.00	0.00	0.00
76	Mactec Engineering & Consulting, Inc.	44,138.15	0.00	0.00
77	AT & T CORPORATION	4,574.36	0.00	0.00
80	JON-J-MAR, INC.	0.00	0.00	0.00
81	FRANTZ, GRATTAN & DELOACH, LLP	0.00	0.00	0.00
82	MASTER BUILT BILLBOARDS	66,002.64	0.00	0.00
85	FERRO UNION SOUTHEAST	7,308.55	0.00	0.00
88	C&C OXYGEN	5,000.00	0.00	0.00
90	AT&T Corp.	0.00	0.00	0.00

Total to be paid for tardily filed general unsecured claims: \$ 0.00
Remaining balance: \$ 0.00

Subordinated unsecured claims for fines, penalties, forfeitures, or damages and claims ordered subordinated by the Court totaling \$0.00 have been allowed and will be paid pro rata only after all allowed administrative, priority and general (unsecured) claims have been paid in full. The dividend for subordinated unsecured claims is anticipated to be 0.0 percent, plus interest (if applicable).

Subordinated unsecured claims for fines, penalties, forfeitures or damages and claims ordered subordinated by the Court are as follows:

Claim No.	Claimant	Allowed Amount of Claim	Interim Payments to Date	Proposed Payment
None				

Total to be paid for subordinated claims: \$ 0.00
Remaining balance: \$ 0.00

Charles A. Stanziale: /s/ Charles A. Stanziale

Ch. 7 Trustee

Charles A. Stanziale
347 Mt. Pleasant Avenue
Suite 200
West Orange, NJ 07052
(201) 306-0066
cstanziale@chas-law.com

STATEMENT: This Uniform Form is associated with an open bankruptcy case, therefore, Paperwork Reduction Act exemption 5 C.F.R. § 1320.4(a)(2) applies.